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Dated: OCT. 18, 2004

Signature: Christa Carter

Docket No.: 249212013900
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
John S. JUDGE et al.

Application No.: 09/888,093

Confirmation No.: 6483

Filed: June 21, 2001

Art Unit: 2653

For: OPTICAL RECORDING ARTICLE

Examiner: Angel A. Castro

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the restriction requirement set forth in the Office Action mailed September 24, 2004, for which a shortened statutory period for reply expires October 24, 2004.

The Examiner has required restriction between Group I (claims 1-65, 94-100) drawn to an article, Group II (claims 66-80) drawn to a system, Group III (claims 81-84) drawn to a method and Group IV (claims 85-93) drawn to a method of using.

Applicants hereby elect Group I, without traverse. Applicants expressly reserve the right under 35 U.S.C. § 121 to file a divisional application directed to the nonelected subject matter during the pendency of this application, or any application claiming priority from this application.

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicant petitions for any required relief including extensions of time and authorize the Commissioner to charge the cost of

SF-1788966

Application No.: 09/888,093

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Docket No.: 249212013900

such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing (249212013900). However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: 10/18/04

Respectfully submitted,

By Robert Saltzberg

Robert A. Saltzberg

Registration No.: 36,910

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sf-1788966

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Comments:

Attorney Docket No.: 249212013900
Group Art Unit: 2653
Examiner: A. A. Castro
Serial No.: 09/888,093
Filing Date: June 21, 2001
Inventors: John S. JUDGE et al.
Title: OPTICAL RECORDING ARTICLE

ATTACHMENTS:

1. Transmittal (1 page); and
2. Response to Restriction Requirement (2 pages).

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SF-1779430

PTO/SB/21 (04-04)

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<h1 style="text-align: center;">TRANSMITTAL FORM</h1> <p style="text-align: center;">(to be used for all correspondence after initial filing)</p>		Application Number	09/888,093
		Filing Date	June 21, 2001
		First Named Inventor	John S. JUDGE
		Art Unit	2853
		Examiner Name	A. A. Castro
Total Number of Pages in This Submission	3	Attorney Docket Number	249212013900

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): * Response to Restriction Requirement (2 pages) * Return Receipt Postcard
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	MORRISON & FOERSTER LLP Customer Number 20872 Robert A. Saltzberg - 36,910
Signature	<i>Robert Saltzberg</i>
Date	10/18/04

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Dated: <i>Oct. 18, 2004</i>	Signature: <i>Christa Carter</i> (Christa Carter)

sf-1797781